

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

In re CASSAVA SCIENCES, INC.
SECURITIES LITIGATION

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Master File No. 1:21-cv-00751-DAE

CLASS ACTION

This Document Relates To:

ALL ACTIONS

**AGREED MOTION REGARDING EXTENSION OF TIME TO FILE A RULE 12(F)
MOTION REGARDING DEFENDANTS' ANSWER**

Lead Plaintiff Mohammad Bozorgi and additional plaintiffs Ken Calderone and Manohar Rao (“Plaintiffs”) and Defendants Cassava Sciences, Inc., Remi Barbier, Lindsay Burns, and Eric J. Schoen (“Defendants”) (together with Plaintiffs, the “Parties”) submit this agreed motion regarding an extension of time to file a potential motion under Federal Rule of Civil Procedure 12(f) to strike certain defenses from Defendants’ Answer to the Consolidated Complaint for Violations of the Federal Securities Laws (ECF 108) (“Answer”) and stipulate as follows:

1. On May 11, 2023, the Court granted in part and denied in part Defendants’ Motion to Dismiss Plaintiffs’ Consolidated Complaint (ECF 104).

2. On May 23, 2023, Defendants filed the Unopposed Motion to Extend Time to Respond to Plaintiffs’ Consolidated Complaint (ECF 105).

3. On May 24, 2023, the Court granted Defendants’ Unopposed Motion to Extend Time to Respond to Plaintiffs’ Consolidated Complaint, setting June 26, 2023 as the deadline (ECF 106).

4. On June 23, 2023, Defendants filed the Second Unopposed Motion to Extend Time to Respond to Plaintiffs’ Consolidated Complaint (ECF 107).

5. On June 26, 2023, the Court granted Defendants’ Second Unopposed Motion to Extend Time to Respond to Plaintiffs’ Consolidated Complaint, setting July 3, 2023 as the deadline (Text Order GRANTING [107] dated July 26, 2023).

6. On July 3, 2023, Defendants filed the Answer (ECF 108).

7. Rule 12(f) of the Federal Rules of Civil Procedure provides that a motion to strike defenses from the Answer be made within 21 days after the Answer was served on Plaintiffs, by July 24, 2023.

8. The Parties continue to meet-and-confer regarding the propriety of certain defenses raised in the Answer.

9. Therefore, the Parties request that the time for Plaintiffs to file a motion to strike defenses from the Answer, if any, shall be extended to August 31, 2023.

10. The request for an extension is not sought for purposes of delay and will not affect any other case deadlines.

For these reasons, the Parties respectfully request that the Court extend the deadline for Plaintiffs to file a motion to strike defenses from the Answer, if any, until August 31, 2023.

DATED: July 21, 2023

Respectfully submitted,

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AND ERIC J. SCHOEN

CERTIFICATE OF CONFERENCE

The undersigned certifies that on July 20, 2023, he conferred by email with Adam Miller, counsel for Defendants, who confirmed that Defendants are not opposed to this motion.

/s/ Kevin Lavelle
Kevin Lavelle

CERTIFICATE OF SERVICE

The undersigned certifies that on July 21, 2023, a true and correct copy of this motion was served upon each attorney of record through the Court's CM/ECF system.

/s/ Kevin Lavelle
Kevin Lavelle

Mailing Information for a Case 1:21-cv-00751-DAE In Re Cassava Sciences, Inc. Securities Litigation

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